

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

FILED

DEC - 6 2007

CLERK, U.S. DISTRICT COURT

By _____
DeputyIN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

BELL HELICOPTER TEXTRON INC., §
 ET AL., §
 §
 Plaintiffs, §
 §
 VS. § NO. 4:06-CV-841-A
 §
 ELECTRONIC ARTS INC., §
 §
 Defendant. §

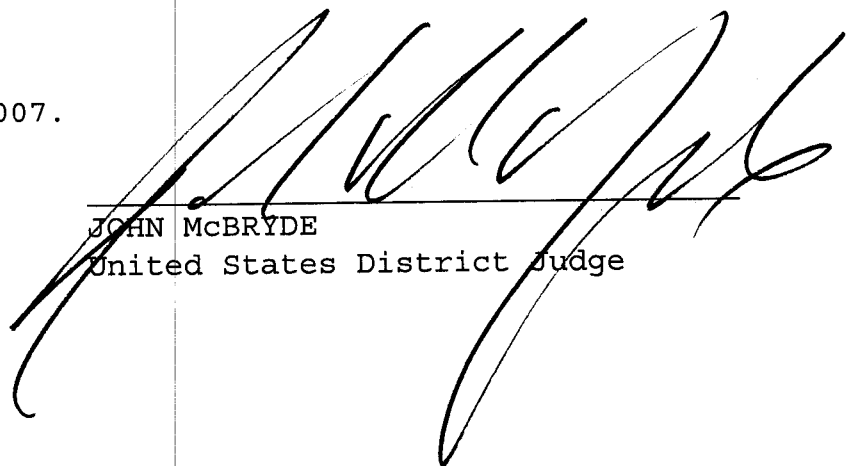
ORDER

Came on for consideration the motion of defendant, Electronic Arts Inc., to dismiss certain claims asserted by plaintiffs, Bell Helicopter Textron, Inc. and Textron Innovations Inc., in the above-captioned action. In its motion, defendant seeks to dismiss: (1) the portion of plaintiffs' claims that "challenge the inclusion of plaintiffs' alleged unregistered trademarks and trade dress within the content of the games themselves" Def.'s Reply 3 (citing Def.'s Mot. 2-3) and (2) plaintiffs' claim for dilution under 15 U.S.C. § 1125(c). Having considered the motion, defendant's response, plaintiffs' reply,

and the applicable legal authorities, the court concludes that defendant's motion should be denied. Therefore,

The court ORDERS that defendant's motion to dismiss be, and is hereby, denied.

SIGNED December 6, 2007.



JOHN MCBRYDE
United States District Judge